

8 UNITED STATES DISTRICT COURT

9 FOR THE CENTRAL DISTRICT OF CALIFORNIA

10 June 2024 Grand Jury

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 NICOLAS DES BARRES,
aka "Nick Des Barres,"
aka "Mishiranu Dareka,"

16 Defendant.

11 CR No. **2:24-CR-00477-TJH**

12 I N D I C T M E N T

13 [18 U.S.C. §§ 2251(a), (e):
Production of Child Pornography;
18 U.S.C. § 2422(b): Enticement of
a Minor to Engage in Criminal
Sexual Activity; 18 U.S.C.
§§ 2252A(a)(2)(A), (b)(1): Receipt
of Child Pornography; 18 U.S.C.
§ 48(a)(3): Distribution of Animal
Crushing Videos;
18 U.S.C. §§ 2253, 2428, and
28 U.S.C. § 2461(c): Criminal
Forfeiture]

20 The Grand Jury charges:

21 INTRODUCTORY ALLEGATIONS

22 1. Defendant NICOLAS DES BARRES, also known as ("aka") "Nick
Des Barres," aka "Mishiranu Dareka," was born in September 1978.

24 2. Minor Victim 1 was born in September 2009.

25 3. At times relevant to this Indictment:

26 a. Telegram was an online social media and messaging
27 service, operating in interstate and foreign commerce. Telegram was
28 headquartered in the British Virgin Islands. Telegram provided

1 messaging application capabilities, which allowed users to send
2 messages and exchange photographs, videos, and other files. Telegram
3 requires the internet to operate.

4 b. Defendant DES BARRES resided in Reseda, California,
5 located within the Central District of California.

6 c. Minor Victim 1 resided in North Carolina.

7 4. These Introductory Allegations are incorporated into each
8 count of this Indictment.

9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 COUNT ONE

2 [18 U.S.C. § 2422(b)]

3 Beginning on or about April 19, 2023, and continuing to at least
4 on or about June 27, 2023, in Los Angeles County, within the Central
5 District of California, and elsewhere, defendant NICOLAS DES BARRES,
6 also known as ("aka") "Nick Des Barres," aka "Mishiranu Dareka," used
7 a facility and means of interstate and foreign commerce, namely, the
8 Internet and Telegram, to knowingly persuade, induce, and entice an
9 individual who had not attained the age of 18 years, namely, Minor
10 Victim 1, whom defendant DES BARRES knew to be under 18 years old, to
11 engage in sexual activity for which a person can be charged with
12 criminal offenses, namely, Production of Child Pornography, in
13 violation of Title 18, United States Code, Sections 2251(a), (e),
14 Oral Copulation of a Minor - Minor Under the Age of 14 and More Than
15 Ten Years Younger Than Perpetrator, in violation of California Penal
16 Code Sections 287(a), (c)(1), and Sodomy with a Minor - Minor Under
17 the Age of 14 and More Than Ten Years Younger Than Perpetrator, in
18 violation of California Penal Code Sections 286(a), (c)(1).

19

20

21

22

23

24

25

26

27

28

1 COUNT TWO

2 [18 U.S.C. §§ 2252A(a)(2)(A), (b)(1)]

3 On or about May 21, 2023, in Los Angeles County, within the
4 Central District of California, defendant NICOLAS DES BARRES, also
5 known as ("aka") "Nick Des Barres," aka "Mishiranu Dareka," knowingly
6 received child pornography, as defined in Title 18, United States
7 Code, Section 2256(8)(A), using any means and facility of interstate
8 and foreign commerce, and which had been shipped and transported in
9 and affecting interstate and foreign commerce by any means, including
10 by computer, knowing that the images were child pornography.

11 The child pornography that defendant DES BARRES received
12 consisted of files titled "photo_2@21-05-2023_15-01-44.jpg" and
13 "video_1@21-05-2023_21-05-29.mp4."

14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 COUNT THREE

2 [18 U.S.C. § 48(a)(3)]

3 On or about May 21, 2023, in Los Angeles County, and elsewhere,
4 within the Central District of California, defendant NICOLAS DES
5 BARRES, also known as ("aka") "Nick Des Barres," aka "Mishiranu
6 Dareka," knowingly and intentionally distributed animal crushing
7 videos, as defined in Title 18, United States Code, Section 48(f), to
8 Minor Victim 1, in, and using a means and facility of, interstate and
9 foreign commerce, including files titled "IMG_4033.MP4" and "WMW-
10 Forever.mp4."

11 These videos depicted a human engaged in animal crushing conduct
12 towards a non-human mammal, namely, conduct that if committed against
13 a person and in the special maritime and territorial jurisdiction of
14 the United States, would violate Title 18, United States Code,
15 Sections 2241 and 2242. These videos do not fall within any
16 exception listed in Title 18, United States Code, Section 48(d).

17

18

19

20

21

22

23

24

25

26

27

28

1 COUNT FOUR
2 [18 U.S.C. §§ 2252A(a)(2)(A), (b)(1)]
3
4 On or about May 22, 2023, in Los Angeles County, within the
5 Central District of California, defendant NICOLAS DES BARRES, also
6 known as ("aka") "Nick Des Barres," aka "Mishiranu Dareka," knowingly
7 received child pornography, as defined in Title 18, United States
8 Code, Section 2256(8)(A), using any means and facility of interstate
9 and foreign commerce, and which had been shipped and transported in
10 and affecting interstate and foreign commerce by any means, including
11 by computer, knowing that the image was child pornography.
12 The child pornography that defendant DES BARRES received consisted of
13 the file titled "photo_27@22-05-2023_14-12-41.jpg."
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28

1 COUNT FIVE

2 [18 U.S.C. §§ 2251(a), (e)]

3 On or about May 22, 2023, in Los Angeles County, within the
4 Central District of California, and elsewhere, defendant NICOLAS DES
5 BARRES, also known as ("aka") "Nick Des Barres," aka "Mishiranu
6 Dareka," knowingly employed, used, persuaded, induced, and enticed
7 Minor Victim 1, who had not attained 18 years of age, to engage in
8 sexually explicit conduct, as defined in Title 18, United States
9 Code, Section 2256(2) (A), for the purpose of producing visual
10 depictions of such conduct, namely, files titled "video_11@22-05-
11 2023_15-43-41.mp4," and "video_12@22-05-2023_16-02-43.mp4," knowing
12 and having reason to know that such visual depictions would be
13 transported and transmitted using any means and facility of
14 interstate and foreign commerce and in and affecting interstate and
15 foreign commerce, which visual depictions were produced and
16 transmitted using materials that had been mailed, shipped, and
17 transported in and affecting interstate and foreign commerce by any
18 means, including by computer and cellular telephone, and which visual
19 depictions were actually transported and transmitted using any means
20 and facility of interstate and foreign commerce and in and affecting
21 interstate and foreign commerce, including by use of the Internet and
22 Telegram.

23

24

25

26

27

28

1 COUNT SIX

2 [18 U.S.C. § 48(a)(3)]

3 On or about May 22, 2023, in Los Angeles County, and elsewhere,
4 within the Central District of California, defendant NICOLAS DES
5 BARRES, also known as ("aka") "Nick Des Barres," aka "Mishiranu
6 Dareka," knowingly and intentionally distributed animal crushing
7 videos, as defined in Title 18, United States Code, Section 48(f), to
8 Minor Victim 1, in, and using a means and facility of, interstate and
9 foreign commerce, including the file titled "Restroom Romp.mp4."

10 This video depicted a human engaged in animal crushing conduct
11 towards a non-human mammal, namely, conduct that if committed against
12 a person and in the special maritime and territorial jurisdiction of
13 the United States, would violate Title 18, United States Code,
14 Sections 2241 and 2242. This video does not fall within any
15 exception listed in Title 18, United States Code, Section 48(d).

16
17
18
19
20
21
22
23
24
25
26
27
28

1 COUNT SEVEN

2 [18 U.S.C. §§ 2251(a), (e)]

3 On or about May 23, 2023, in Los Angeles County, within the
4 Central District of California, and elsewhere, defendant NICOLAS DES
5 BARRES, also known as ("aka") "Nick Des Barres," aka "Mishiranu
6 Dareka," knowingly employed, used, persuaded, induced, and enticed
7 Minor Victim 1, who had not attained 18 years of age, to engage in
8 sexually explicit conduct, as defined in Title 18, United States
9 Code, Section 2256(2) (A), for the purpose of producing a visual
10 depiction of such conduct, namely, files titled "video_14@23-05-
11 2023_18-42-32.mp4," knowing and having reason to know that such
12 visual depiction would be transported and transmitted using any means
13 and facility of interstate and foreign commerce and in and affecting
14 interstate and foreign commerce, which visual depiction was produced
15 and transmitted using materials that had been mailed, shipped, and
16 transported in and affecting interstate and foreign commerce by any
17 means, including by computer and cellular telephone, and which visual
18 depiction was actually transported and transmitted using any means
19 and facility of interstate and foreign commerce and in and affecting
20 interstate and foreign commerce, including by use of the Internet and
21 Telegram.

22

23

24

25

26

27

28

1 COUNT EIGHT

2 [18 U.S.C. §§ 2251(a), (e)]

3 On or about May 24, 2023, in Los Angeles County, within the
4 Central District of California, and elsewhere, defendant NICOLAS DES
5 BARRES, also known as ("aka") "Nick Des Barres," aka "Mishiranu
6 Dareka," knowingly employed, used, persuaded, induced, and enticed
7 Minor Victim 1, who had not attained 18 years of age, to engage in
8 sexually explicit conduct, as defined in Title 18, United States
9 Code, Section 2256(2) (A), for the purpose of producing visual
10 depictions of such conduct, namely, files titled "video_27@24-05-
11 2023_18-26-17.mp4," "video_28@24-05-2023_18-26-17.mp4," and
12 "video_29@24-05-2023_18-26-17.mp4," knowing and having reason to know
13 that such visual depictions would be transported and transmitted
14 using any means and facility of interstate and foreign commerce and
15 in and affecting interstate and foreign commerce, which visual
16 depictions were produced and transmitted using materials that had
17 been mailed, shipped, and transported in and affecting interstate and
18 foreign commerce by any means, including by computer and cellular
19 telephone, and which visual depictions were actually transported and
20 transmitted using any means and facility of interstate and foreign
21 commerce and in and affecting interstate and foreign commerce,
22 including by use of the Internet and Telegram.

23

24

25

26

27

28

1 COUNT NINE

2 [18 U.S.C. § 48(a)(3)]

3 On or about May 24, 2023, in Los Angeles County, and elsewhere,
4 within the Central District of California, defendant NICOLAS DES
5 BARRES, also known as ("aka") "Nick Des Barres," aka "Mishiranu
6 Dareka," knowingly and intentionally distributed animal crushing
7 videos, as defined in Title 18, United States Code, Section 48(f), to
8 Minor Victim 1, in, and using a means and facility of, interstate and
9 foreign commerce, including the files titled "2023-04-21
10 00.12.10.mp4" and "2023-04-21 00.12.12.mp4."

11 These videos depicted a human engaged in animal crushing conduct
12 towards a non-human mammal, namely, conduct that if committed against
13 a person and in the special maritime and territorial jurisdiction of
14 the United States, would violate Title 18, United States Code,
15 Sections 2241 and 2242. These videos do not fall within any
16 exception listed in Title 18, United States Code, Section 48(d).

17

18

19

20

21

22

23

24

25

26

27

28

1 FORFEITURE ALLEGATION ONE

2 [18 U.S.C. § 2428]

3 1. Pursuant to Rule 32.2 of the Federal Rules of Criminal
4 Procedure, notice is hereby given that the United States of America
5 will seek forfeiture as part of any sentence, pursuant to Title 18,
6 United States Code, Section 2428, in the event of the defendant's
7 conviction of the offense set forth in Count One of this Indictment.

8 2. The defendant, if so convicted, shall forfeit to the United
9 States of America the following property:

10 (a) All right, title, and interest in any property, real
11 or personal, that was used or intended to be used to commit or to
12 facilitate the commission of such offense;

13 (b) All right, title, and interest in any property, real
14 or personal, constituting or derived from any proceeds obtained
15 directly or indirectly from such offense; and

16 (c) To the extent such property is not available for
17 forfeiture, a sum of money equal to the total value of the property
18 described in subparagraphs (a) and (b).

1 FORFEITURE ALLEGATION TWO
2 [18 U.S.C. § 2253]

3 1. Pursuant to Rule 32.2 of the Federal Rules of Criminal
4 Procedure, notice is hereby given that the United States of America
5 will seek forfeiture as part of any sentence, pursuant to Title 18,
6 United States Code, Section 2253, in the event of the defendant's
7 conviction of the offenses set forth in any of Counts Two, Four,
8 Five, Seven, or Eight of this Indictment.

9 2. The defendant, if so convicted, shall forfeit to the United
10 States of America the following property:

11 (a) All right, title, and interest in any visual depiction
12 involved in any such offense, or any book, magazine, periodical, film
13 videotape, or other matter which contains any such visual depiction,
14 which was produced, transported, mailed, shipped or received and
15 involved in any such offense;

16 (b) All right, title, and interest in any property, real
17 or personal, constituting or traceable to gross profits or other
18 proceeds obtained from such offense;

19 (c) All right, title, and interest in any property, real
20 or personal, used or intended to be used to commit or to promote the
21 commission of such offense or any property traceable to such
22 property; and

23 (d) To the extent such property is not available for
24 forfeiture, a sum of money equal to the total value of the property
25 described in subparagraphs (a), (b), and (c).

26 3. Pursuant to Title 21, United States Code, Section 853(p),
27 as incorporated by Title 18, United States Code, Section 2253(b), the
28 defendant, if so convicted, shall forfeit substitute property, up to

1 the total value of the property described in the preceding paragraph
2 if, as the result of any act or omission of the defendant, the
3 property described in the preceding paragraph, or any portion
4 thereof: (a) cannot be located upon the exercise of due diligence;
5 (b) has been transferred, sold to or deposited with a third party;
6 (c) has been placed beyond the jurisdiction of the court; (d) has
7 been substantially diminished in value; or (e) has been commingled
8 with other property that cannot be divided without difficulty.

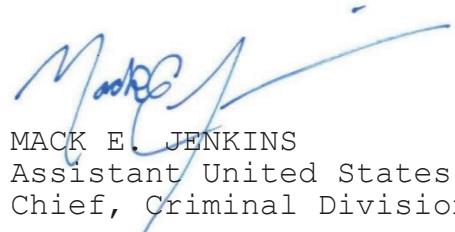
9

10 A TRUE BILL

11

12 /s/
13 Foreperson

14 E. MARTIN ESTRADA
15 United States Attorney

16 
17 MACK E. JENKINS
18 Assistant United States Attorney
Chief, Criminal Division

19 JOSHUA O. MAUSNER
20 Assistant United States Attorney
21 Chief, Violent and Organized
Crime Section

22 SCOTT M. LARA
23 Assistant United States Attorney
Violent and Organized Crime
Section